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22 **UNITED STATES DISTRICT COURT**
23 **CENTRAL DISTRICT OF CALIFORNIA**

24 Rebecca Scifo, individually and on behalf
25 of all others similarly situated,

26 Plaintiff,

27 v.

28 Carrington Mortgage Services, LLC &
Alvaria, Inc.

Defendants.

CASE NO.: 8:23-CV-00805

**NOTICE OF VOLUNTARY
DISMISSAL OF ACTION
WITHOUT PREJUDICE**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(a)(i), Plaintiff Rebecca Scifo, by and through undersigned counsel, hereby gives notice that she is voluntarily dismissing all claims against Defendants Carrington Mortgage Services, LLC & Alvaria, Inc., pending in the above captioned case, without prejudice. Defendant Alvaria, Inc. (“Alvaria”) is a Massachusetts company and provides workforce management and call center technology solutions to business customers, including Defendant Carrington Mortgage Services, LLC (“Carrington”). This action arises from an alleged data breach of defendant Alvaria’s systems, which allegedly impacted customers of Carrington, among others. There are currently four (4) actions arising from Alvaria’s alleged data breach pending in the District of Massachusetts:

- *Nulf v. Alvaria, Inc. et al.*, Case No. 1:23-cv-10999-ABD (Filed May 5, 2023)
- *Cronin et al. v. Alvaria, Inc. et al.*, Case No. 1:23-cv-11007-ADB (Filed May 8, 2023)
- *Pharr v. Alvaria, Inc. et al.*, Case No. 1:23-cv-11053-AK (Filed May 11, 2023)
- *Cerda v. Alvaria, Inc. et al.*, Case No. 1:23-cv-11088-AK (Filed May 15, 2023)

To Plaintiff’s knowledge, there are no other federal actions pending in the Central District of California or any federal districts other than the District of Massachusetts. Accordingly, Plaintiff has agreed to seek voluntary consolidation with those Massachusetts actions. To save the burden on the respective Courts associated with a formal motion pursuant to 28 U.S.C. § 1404, Plaintiff has agreed to dismiss this action and refile it in the District of Massachusetts with the other cases so that it may be more easily included in a motion for consolidation there.

Plaintiff states that Defendants have not filed an answer or motion for summary judgment. This case is not governed by any federal statute that requires a court order for dismissal. No counter claims are pending for independent adjudication. Plaintiff files this Notice of Dismissal with the intention of dismissing all of her claims against all Defendants, without prejudice.

Plaintiff hereby dismisses all of her claims against all Defendants without prejudice.

Respectfully submitted,

Date: May 19, 2023

By: /s/ Jeff Westerman

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